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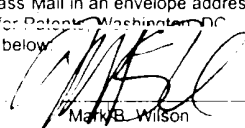
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CERTIFICATE OF MAILING 37 C.F.R. 1.8	
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May 1, 2002	
Date	Mark B. Wilson

Commissioner for Patents  
Washington, DC 20231

Re: *U.S. Patent Application No. 10/027,880 entitled "PROMOTER EXPRESSED SPECIFICALLY IN PLANT ROOT CELLS, VECTORS AND RECOMBINANT HOST CELLS CONTAINING SUCH A PROMOTER AND TRANSGENIC PLANTS OBTAINED" by Beate Hoffmann et al.*  
*Client Reference: 593K US 3838*  
*Our Reference CHEP:003US*


Sir:

Enclosed for filing in the above-referenced patent application is an Information Disclosure Statement, Form PTO-1449, and references (A1-A2, B1-B4, C1-C14).

No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to the enclosed materials, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No.: 50-1212/10112738/MBW.

Please date stamp and return the enclosed postcard evidencing receipt of these materials.

Respectfully submitted,

  
Mark B. Wilson  
Reg. No. 37,259

MBW/cmb  
Encl.: as noted

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PATENT

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In re Application of:  
Beate Hoffmann *et al.*

Group Art Unit: 1638

Serial No.: 10/027,880

Examiner: Unknown

TECH CENTER 1600/2900

Filed: December 21, 2001

Atty. Dkt. No.: CHEP:003US/MBW

For: PROMOTER EXPRESSED  
SPECIFICALLY IN PLANT ROOT  
CELLS, VECTORS AND  
RECOMBINANT HOST CELLS  
CONTAINING SUCH A PROMOTER  
AND TRANSGENIC PLANTS  
OBTAINED

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Date

Mark B. Wilson

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56, it is respectfully requested that this Information Disclosure Statement be entered and the documents listed on attached Form PTO-1449 be considered by the Examiner and made of record. Copies of the listed documents required by 37 C.F.R. § 1.98(a)(2) are enclosed for the convenience of the Examiner.

In accordance with 37 C.F.R §§ 1.97(g), (h), this Information Disclosure Statement is not to be construed as a representation that a search has been made, and is not to be construed to be an admission that the information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56(b).

The present Information Disclosure Statement is being filed prior to the receipt of a first Official Action reflecting an examination on the merits, and hence is believed to be timely filed in accordance with 37 C.F.R § 1.97(b). No fees are believed to be due in connection with the filing of this Information Disclosure Statement, however, should any fees under 37 C.F.R. §§ 1.16 to 1.21 be deemed necessary for any reason relating to these materials, the Commissioner is hereby authorized to deduct said fees from Fulbright & Jaworski Deposit Account No.: 50-1212/10112738/MBW.

Applicants respectfully request that the listed documents be made of record in the present case.

Respectfully submitted,

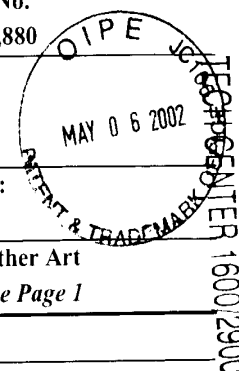


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Date: May 1, 2002

Form PTO-1449 (modified)	Atty. Docket No. CHEP:003US/MBW	Serial No. 10/027,880
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)	Applicant Beate Hoffmann <i>et al.</i>	
	Filing Date: December 21, 2001	Group: 1638
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>



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## U.S. Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Name	Class	Sub Class	Filing Date of App.
	A1	5,110,732	5/5/92	Benfey <i>et al.</i>	435	172.3	3/14/89
	A2	5,837,848	11/17/98	Ely <i>et al.</i>	536	24.1	8/10/94

## Foreign Patent Documents

Exam. Init.	Ref. Des.	Document Number	Date	Country	Class	Sub Class	Translation Yes/No
	B1	EP 0824150	2/18/98	Europe			
	B2	WO 90/07001	6/28/90	PCT			
	B3	WO 91/13992	9/19/91	PCT			
	B4	WO 94/02619	2/3/94	PCT			

## Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C1	Database EMBL Accession No. AB025605, 1999.
	C2	Database EMBL Accession No. AC007289, 1999.
	C3	Database EMBL Accession No. AC012193, 1999.
	C4	Database EMBL Accession No. B26447, 1997.
	C5	Hwang <i>et al.</i> , "An Arabidopsis thaliana root specific kinase homolog is induced by dehydration, ABA and NaCl," <i>Plant J.</i> , 8:37-43, 1995
	C6	Kamo and Blowers, "Tissue specificity and expression level of gusA under rolD, mannopine synthase and translation elongation factor 1 subunit alpha promoters in transgenic Gladiolus plants," <i>Plant Cell Reports</i> , 18:809-815, 1999, Abstract.
	C7	Lindsey <i>et al.</i> , "Tagging genomic sequences that direct transgene expression by activation of a promoter trap in plants," <i>Transgenic Research</i> , 2:33-47, 1993.
	C8	Malamy and Benfey, "Analysis of scarecrow expression using a rapid system for assessing transgene expression in Arabidopsis roots," <i>Plant Y</i> , 12:957-963, 1997.

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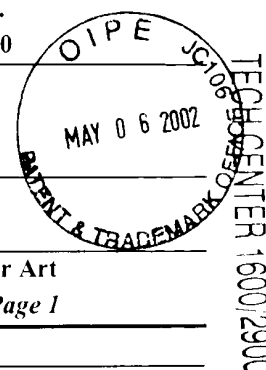
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Form PTO-1449 (modified)	Atty. Docket No. CHEP:003US/MBW	Serial No. 10/027,880
List of Patents and Publications for Applicant's  INFORMATION DISCLOSURE STATEMENT  (Use several sheets if necessary)	Applicant Beate Hoffmann <i>et al.</i>	
	Filing Date: December 21, 2001	Group: 1638
U.S. Patent Documents <i>See Page 1</i>	Foreign Patent Documents <i>See Page 1</i>	Other Art <i>See Page 1</i>



MAY 10 2002

### Other Art (Including Author, Title, Date Pertinent Pages, Etc.)

Exam. Init.	Ref. Des.	Citation
	C9	Martirani <i>et al.</i> , "T-DNA tagging of nodulation- and root-related genes in <i>Lotus japonicus</i> : expression patterns and potential for promoter trapping and insertional mutagenesis," <i>Molecular Plant-Microbe Interactions</i> , 12:275-284, 1999, Abstract.
	C10	Okresz <i>et al.</i> , "1-DNA trapping of a cryptic promoter identifies and ortholog of highly conserved SNZ growth arrest response genes in <i>Arabidopsis</i> ," <i>Plant Science</i> , 138:217-228, 1998, Abstract.
	C11	Suzuki <i>et al.</i> , "Deletion analysis and localization of SbPRP1, a soybean cell wall protein gene, in roots of transgenic tobacco and cowpea," <i>Plant Molecular Biology</i> , 21:109-119, 1993.
	C12	van de Rhee <i>et al.</i> , "Analysis of regulatory elements involved in stress-induced and organ-specific expression of tobacco acidic and basic $\beta$ -1,3-glucanase genes," <i>Plant Molecular Biology</i> , 21:451-461, 1993.
	C13	Wei and O'Connell, "Structure and characterization of a putative drought-inducible H1 histone gene," <i>Plant Molecular Biology</i> , 30:255-268, 1996.
	C14	Xiang <i>et al.</i> , "DNA-binding properties, genomic organization and expression pattern of TGA6, a new member of the TGA family of vZIP transcription factors in <i>Arabidopsis thaliana</i> ," <i>Plant Molecular Biology</i> , 34:403-415, 1997.

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